

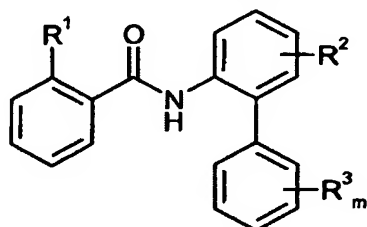
## AMENDMENTS TO THE CLAIMS:

The following listing of claims will replace all prior versions and listings of claims in the application.

Claims 1-21 (canceled)

Claim 22 (currently amended): A method for controlling unwanted phytopathogenic microorganisms selected from the ~~classes of the Chytridiomycetes, Zygomycetes, Hemiascomycetes, Plectomycetes, Pyrenomycetes, Laboulbeniomycetes, Lecaniascomycetes, Basidiomycetes, and Deuteromycetes~~ and/or harmful microorganisms in the protection of materials selected from ~~Pseudomonadaceae, Rhizobiaceae, Enterobacteriaceae, Corynebacteriaceae, and Streptomycetaceae~~ group consisting of Xanthomonas species, Pseudomonas species, Erwinia species, Erysiphe species, Sphaerotheca species, Cochliobolus species, Uromyces species, Puccinia species, Tilletia species, Ustilago species, Pellicularia species, and Leptosphaeria species comprising applying to the microorganisms and/or their habitat a microbicidal composition comprising

(1) one or more biphenylbenzamide derivatives of formula (I)



(I)

in which

R<sup>1</sup> represents methyl, trifluoromethyl, chlorine, bromine, or iodine,

R<sup>2</sup> represents hydrogen,

R<sup>3</sup> represents halogen, cyano, nitro, C<sub>1</sub>-C<sub>6</sub>-alkyl, C<sub>1</sub>-C<sub>4</sub>-alkoxy, C<sub>1</sub>-C<sub>4</sub>-alkylthio, C<sub>1</sub>-C<sub>4</sub>-alkylsulphonyl, C<sub>2</sub>-C<sub>6</sub>-alkenyl, or C<sub>3</sub>-C<sub>6</sub>-cycloalkyl; or represents C<sub>1</sub>-C<sub>6</sub>-haloalkyl, C<sub>1</sub>-C<sub>6</sub>-haloalkoxy, C<sub>1</sub>-C<sub>6</sub>-haloalkylthio, or C<sub>1</sub>-C<sub>6</sub>-haloalkylsulphonyl having in each case 1 to 13 halogen atoms, and

m represents 1, 2, 3, 4, or 5, where the radicals R<sup>3</sup> may be identical or different if m represents 2, 3, 4, or 5, and

- (2) one or more extenders and/or surfactants.

Claim 23 (previously presented): A method according to Claim 22 wherein, for the biphenylbenzamide derivative of formula (I),

R<sup>1</sup> represents trifluoromethyl, chlorine, bromine, or iodine,

R<sup>2</sup> represents hydrogen,

R<sup>3</sup> represents halogen, C<sub>1</sub>-C<sub>4</sub>-alkyl, C<sub>1</sub>-C<sub>4</sub>-alkoxy, C<sub>1</sub>-C<sub>4</sub>-alkylthio, C<sub>2</sub>-C<sub>4</sub>-alkenyl, cyclopropyl, cyclobutyl, cyclopentyl, or cyclohexyl; or represents C<sub>1</sub>-C<sub>4</sub>-haloalkyl, C<sub>1</sub>-C<sub>4</sub>-haloalkoxy, or C<sub>1</sub>-C<sub>4</sub>-haloalkylthio having in each case 1 to 9 halogen atoms, and

m represents 1, 2, or 3, where the radicals R<sup>3</sup> may be identical or different if m represents 2 or 3.

Claim 24 (previously presented): A method according to Claim 22 wherein, for the biphenylbenzamide derivative of formula (I),

R<sup>1</sup> represents trifluoromethyl or iodine,

R<sup>2</sup> represents hydrogen,

R<sup>3</sup> represents fluorine, chlorine, bromine, iodine, methyl, ethyl, n-, i-propyl, n-, i-, s-, or t-butyl, methoxy, ethoxy, methylthio, or ethylthio; or represents C<sub>1</sub>-C<sub>2</sub>-haloalkyl, C<sub>1</sub>-C<sub>2</sub>-haloalkoxy, or C<sub>1</sub>-C<sub>2</sub>-haloalkylthio having in each case 1 to 5 halogen atoms, and

m represents 1 or 2, where the radicals R<sup>3</sup> may be identical or different if m represents 2.

Claim 25 (previously presented): A method according to Claim 22 wherein, for the biphenylbenzamide derivative of formula (I),

R<sup>1</sup> represents trifluoromethyl or iodine,

R<sup>2</sup> represents hydrogen,

R<sup>3</sup> represents fluorine, chlorine, bromine, methyl, methoxy, methylthio, trifluoromethyl, trifluoromethoxy, or trifluoromethylthio, and

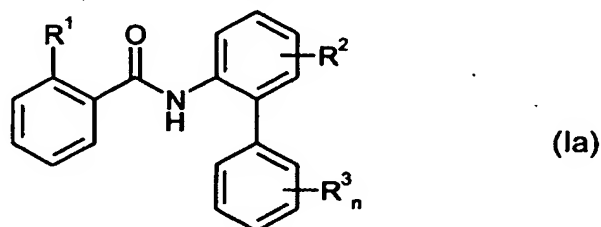
m represents 1, 2, where the radicals R<sup>3</sup> may be identical or different if m represents 2.

Claim 26 (canceled)

Claim 27 (currently amended): A method according to Claim 22 wherein the microorganism is *Xanthomonas campestris* pv. *oryzae*, *Pseudomonas syringae* pv. *lachrymans*, *Erwinia amylovora*, ~~*Erysiphe graminis*~~, *Sphaerotheca fuliginea*, ~~*Podosphaera leucotricha*~~, ~~*Venturia inaequalis*~~, ~~*Pyrenophora teres* or *P. graminea*~~ (conidia form: ~~*Drechslera*~~, syn: *Helminthosporium*), *Cochliobolus sativus* (conidia form: *Drechslera*, syn: *Helminthosporium*), *Uromyces appendiculatus*, *Puccinia recondita*, *Tilletia caries*, *Ustilago nuda* or *Ustilago avenae*, *Pellicularia sasakii*, ~~*Pyricularia oryzae*~~, ~~*Fusarium culmorum*~~, ~~*Septoria nodorum*~~, or *Leptosphaeria nodorum* [(,)] ~~*Cercospora canescens*~~, ~~*Alternaria brassicae*~~, or ~~*Pseudocercospora herpetrichoides*~~.

Claim 28 (previously presented): A process for preparing a microbicidal composition comprising mixing one or more biphenylbenzamide derivatives of formula (I) according to Claim 22 with extenders and/or surfactants.

Claim 29 (previously presented): A biphenylbenzamide derivative of formula (Ia)



in which

R¹ represents methyl, trifluoromethyl, chlorine, bromine, or iodine,

R² represents hydrogen,

R³ represents halogen, cyano, nitro, C₁-C₆-alkyl, C₁-C₄-alkoxy, C₁-C₄-alkylthio, C₁-C₄-alkylsulphonyl, C₂-C₆-alkenyl, or C₃-C₆-cycloalkyl; or represents C₁-C₆-haloalkyl, C₁-C₆-haloalkoxy, C₁-C₆-haloalkylthio, or C₁-C₆-haloalkylsulphonyl having in each case 1 to 13 halogen atoms, and

n represents 2, 3, 4, or 5, where the radicals R³ may be identical or different.

Claim 30 (previously presented): A biphenylbenzamide derivative of formula (Ia) according to Claim 29 in which

R<sup>1</sup> represents trifluoromethyl, chlorine, bromine, or iodine,

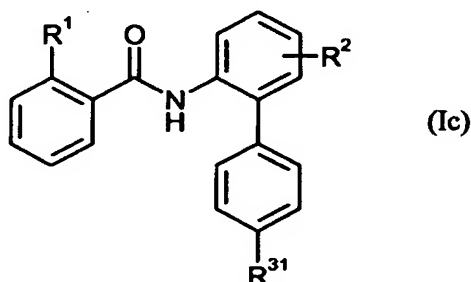
R<sup>2</sup> represents hydrogen,

R<sup>3</sup> represents halogen, C<sub>1</sub>-C<sub>4</sub>-alkyl, C<sub>1</sub>-C<sub>4</sub>-alkoxy, C<sub>1</sub>-C<sub>4</sub>-alkylthio, C<sub>2</sub>-C<sub>4</sub>-alkenyl, cyclopropyl, cyclobutyl, cyclopentyl, or cyclohexyl; or represents C<sub>1</sub>-C<sub>4</sub>-haloalkyl, C<sub>1</sub>-C<sub>4</sub>-haloalkoxy, or C<sub>1</sub>-C<sub>4</sub>-haloalkylthio having in each case 1 to 9 halogen atoms, and

n represents 2 or 3, where the radicals R<sup>3</sup> may be identical or different.

Claims 31-32 (canceled)

Claim 33 (previously presented): A biphenylbenzamide derivative of formula (Ic)



in which

R<sup>1</sup> represents methyl, trifluoromethyl, chlorine, bromine, or iodine,

R<sup>2</sup> represents hydrogen, and

R<sup>31</sup> represents halogen, cyano, nitro, C<sub>1</sub>-C<sub>6</sub>-alkyl, C<sub>1</sub>-C<sub>4</sub>-alkoxy, C<sub>1</sub>-C<sub>4</sub>-alkylthio, C<sub>1</sub>-C<sub>4</sub>-alkylsulphonyl, C<sub>2</sub>-C<sub>6</sub>-alkenyl, or C<sub>3</sub>-C<sub>6</sub>-cycloalkyl; or represents C<sub>1</sub>-C<sub>6</sub>-haloalkyl, C<sub>1</sub>-C<sub>6</sub>-haloalkoxy, C<sub>1</sub>-C<sub>6</sub>-haloalkylthio or C<sub>1</sub>-C<sub>6</sub>-haloalkylsulphonyl having in each case 1 to 13 halogen atoms,

with the proviso that R<sup>31</sup> does not represent fluorine if R<sup>1</sup> represents trifluoromethyl.

Claim 34 (previously presented): A biphenylbenzamide derivative of formula (Ic) according to Claim 33 in which

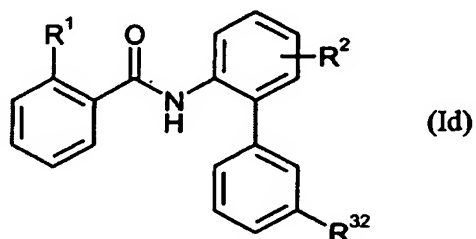
R<sup>1</sup> represents trifluoromethyl, chlorine, bromine, or iodine,

R<sup>2</sup> represents hydrogen, and

**R<sup>31</sup>** represents halogen, C<sub>1</sub>-C<sub>4</sub>-alkyl, C<sub>1</sub>-C<sub>4</sub>-alkoxy, C<sub>1</sub>-C<sub>4</sub>-alkylthio, C<sub>2</sub>-C<sub>4</sub>-alkenyl, cyclopropyl, cyclobutyl, cyclopentyl, or cyclohexyl; or represents C<sub>1</sub>-C<sub>4</sub>-haloalkyl, C<sub>1</sub>-C<sub>4</sub>-haloalkoxy or C<sub>1</sub>-C<sub>4</sub>-haloalkylthio having in each case 1 to 9 halogen atoms,

with the proviso that **R<sup>31</sup>** does not represent fluorine if **R<sup>1</sup>** represents trifluoromethyl.

**Claim 35 (previously presented):** A biphenylbenzamide derivative of formula (Id)



in which

**R<sup>1</sup>** represents methyl, trifluoromethyl, chlorine, bromine, or iodine,

**R<sup>2</sup>** represents hydrogen, and

**R<sup>32</sup>** represents halogen, cyano, nitro, C<sub>1</sub>-C<sub>6</sub>-alkyl, C<sub>1</sub>-C<sub>4</sub>-alkoxy, C<sub>1</sub>-C<sub>4</sub>-alkylthio, C<sub>1</sub>-C<sub>4</sub>-alkylsulphonyl, C<sub>2</sub>-C<sub>6</sub>-alkenyl, or C<sub>3</sub>-C<sub>6</sub>-cycloalkyl; or represents C<sub>1</sub>-C<sub>6</sub>-haloalkyl, C<sub>1</sub>-C<sub>6</sub>-haloalkoxy, C<sub>1</sub>-C<sub>6</sub>-haloalkylthio, or C<sub>1</sub>-C<sub>6</sub>-haloalkylsulphonyl having in each case 1 to 13 halogen atoms.

**Claim 36 (previously presented):** A biphenylbenzamide derivative of formula (Id)

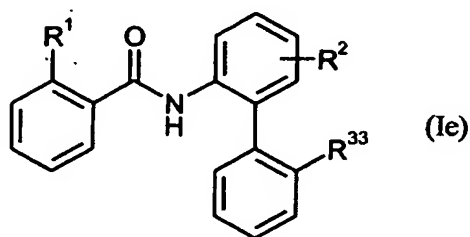
according to Claim 35 in which

**R<sup>1</sup>** represents trifluoromethyl, chlorine, bromine, or iodine,

**R<sup>2</sup>** represents hydrogen, and

**R<sup>32</sup>** represents halogen, C<sub>1</sub>-C<sub>4</sub>-alkyl, C<sub>1</sub>-C<sub>4</sub>-alkoxy, C<sub>1</sub>-C<sub>4</sub>-alkylthio, C<sub>2</sub>-C<sub>4</sub>-alkenyl, cyclopropyl, cyclobutyl, cyclopentyl, or cyclohexyl; or represents C<sub>1</sub>-C<sub>4</sub>-haloalkyl, C<sub>1</sub>-C<sub>4</sub>-haloalkoxy or C<sub>1</sub>-C<sub>4</sub>-haloalkylthio having in each case 1 to 9 halogen atoms.

Claim 37 (previously presented): A biphenylbenzamide derivative of formula (Ie)



in which

R<sup>1</sup> represents methyl, trifluoromethyl, chlorine, bromine, or iodine,

R<sup>2</sup> represents hydrogen, and

R<sup>33</sup> represents halogen, cyano, nitro, C<sub>1</sub>-C<sub>6</sub>-alkyl, C<sub>1</sub>-C<sub>4</sub>-alkoxy, C<sub>1</sub>-C<sub>4</sub>-alkylthio, C<sub>1</sub>-C<sub>4</sub>-alkylsulphonyl, C<sub>2</sub>-C<sub>6</sub>-alkenyl, or C<sub>3</sub>-C<sub>6</sub>-cycloalkyl; or represents C<sub>1</sub>-C<sub>6</sub>-haloalkyl, C<sub>1</sub>-C<sub>6</sub>-haloalkoxy, C<sub>1</sub>-C<sub>6</sub>-haloalkylthio, or C<sub>1</sub>-C<sub>6</sub>-haloalkylsulphonyl having in each case 1 to 13 halogen atoms,

with the proviso that R<sup>33</sup> does not represent fluorine if R<sup>1</sup> represents trifluoromethyl.

Claim 38 (previously presented): A biphenylbenzamide derivative of formula (Ie)

according to Claim 37 in which

R<sup>1</sup> represents trifluoromethyl, chlorine, bromine, or iodine,

R<sup>2</sup> represents hydrogen, and

R<sup>33</sup> represents halogen, C<sub>1</sub>-C<sub>4</sub>-alkyl, C<sub>1</sub>-C<sub>4</sub>-alkoxy, C<sub>1</sub>-C<sub>4</sub>-alkylthio, C<sub>2</sub>-C<sub>4</sub>-alkenyl, cyclopropyl, cyclobutyl, cyclopentyl, or cyclohexyl; or represents C<sub>1</sub>-C<sub>4</sub>-haloalkyl, C<sub>1</sub>-C<sub>4</sub>-haloalkoxy or C<sub>1</sub>-C<sub>4</sub>-haloalkylthio having in each case 1 to 9 halogen atoms,

with the proviso that R<sup>33</sup> does not represent fluorine if R<sup>1</sup> represents trifluoromethyl.

Claim 39 (previously presented): A composition for controlling unwanted microorganisms comprising one or more biphenylbenzamide derivatives of formula (Ia) according to Claim 29 and one or more extenders and/or surfactants.

Claim 40 (canceled)

**Claim 41 (previously presented):** A composition for controlling unwanted microorganisms comprising one or more biphenylbenzamide derivatives of formula (Ic) according to Claim 33 and one or more extenders and/or surfactants.

**Claim 42 (previously presented):** A composition for controlling unwanted microorganisms comprising one or more biphenylbenzamide derivatives of formula (Id) according to Claim 35 and one or more extenders and/or surfactants.

**Claim 43 (previously presented):** A composition for controlling unwanted microorganisms comprising one or more biphenylbenzamide derivatives of formula (Ie) according to Claim 37 and one or more extenders and/or surfactants.

**Claim 44 (previously presented):** A method for controlling unwanted microorganisms comprising applying one or more biphenylbenzamide derivatives of formula (Ia) according to Claim 29 to the microorganisms and/or their habitat.

**Claim 45 (canceled)**

**Claim 46 (previously presented):** A method for controlling unwanted microorganisms comprising applying one or more biphenylbenzamide derivatives of formula (Ic) according to Claim 33 to the microorganisms and/or their habitat.

**Claim 47 (previously presented):** A method for controlling unwanted microorganisms comprising applying one or more biphenylbenzamide derivatives of formula (Id) according to Claim 35 to the microorganisms and/or their habitat.

**Claim 48 (previously presented):** A method for controlling unwanted microorganisms comprising applying one or more biphenylbenzamide derivatives of formula (Ie) according to Claim 37 to the microorganisms and/or their habitat.

Claim 49 (previously presented): A process for preparing a composition for controlling unwanted microorganisms comprising mixing one or more biphenyl-benzamide derivatives of formula (Ia) according to Claim 29 with one or more extenders and/or surfactants.

Claim 50 (canceled)

Claim 51 (previously presented): A process for preparing a composition for controlling unwanted microorganisms comprising mixing one or more biphenyl-benzamide derivatives of formula (Ic) according to Claim 33 with one or more extenders and/or surfactants.

Claim 52 (previously presented): A process for preparing a composition for controlling unwanted microorganisms comprising mixing one or more biphenyl-benzamide derivatives of formula (Id) according to Claim 35 with one or more extenders and/or surfactants.

Claim 53 (previously presented): A process for preparing a composition for controlling unwanted microorganisms comprising mixing one or more biphenyl-benzamide derivatives of formula (Ie) according to Claim 37 with one or more extenders and/or surfactants.